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7
8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. *2013 - 421*

11 **MITCHELLE PALIZA AMBAL, AKA**
12 **MARIA ANITA PALIZA AMBAL**
13 **1818 S. State College Apt #509**
Anaheim, CA 92806

A C C U S A T I O N

14 **Registered Nurse License No. 741793**

15 Respondent.

16
17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., R.N. (Complainant) brings this Accusation solely in her
20 official capacity as the Executive Officer of the Board of Registered Nursing.

21 2. On or about December 24, 2008, the Board issued Registered Nurse License Number
22 741793 to Michelle Paliza Ambal, aka Maria Anita Paliza Ambal (Respondent). The Registered
23 Nurse License was in full force and effect at all times relevant to the charges brought herein and
24 will expire on September 30, 2014, unless renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board under the authority of the following
27 laws. All section references are to the Business and Professions Code unless otherwise indicated.
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1 "(d) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the
2 violating of, or conspiring to violate any provision or term of this chapter [the Nursing Practice
3 Act] or regulations adopted pursuant to it.

4 "(e) Making or giving any false statement or information in connection with the application
5 for issuance of a certificate or license.

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7 7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
8 administrative law judge to direct a licentiate found to have committed a violation or violations of
9 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
10 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being
11 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
12 included in a stipulated settlement.

13 8. Section 498 of the Code states:

14 "A board may revoke, suspend, or otherwise restrict a license on the ground that the
15 licensee secured the license by fraud, deceit, or knowing misrepresentation of a material fact or
16 by knowingly omitting to state a material fact."

17 18 **FIRST CAUSE FOR DISCIPLINE**

19 **(Procuring License Certificate by Fraud, Misrepresentation or Mistake)**

20 9. Respondent is subject to disciplinary action under section 2761 (b), in that she
21 obtained her license certificate fraudulently by attending nursing school courses with no lecture
22 component. The circumstances are as follows:

23 10. On or about February 6, 2008, Respondent submitted an application for licensure by
24 examination with the California Board of Registered Nursing (BRN). In the application,
25 Respondent stated she attended and graduated from St. Rita Hospital College of Nursing &
26 School of Midwifery (St. Rita). St. Rita is located in Manila, Philippines.

27 11. Respondent stated in the application that she attended St. Rita from June 2000
28 through March 2004, when she received her Nursing degree.

12. Between 2000 and 2004, the years that Respondent purportedly attended nursing school in the Philippines, she was employed full time as a Psychiatric Technician at Metropolitan State Hospital in Norwalk, California.

13. A Board Investigative inquiry into Respondent's attendance and work records during the years 2000 through 2004 indicate she did not take any leave of absence during that time period.

14. A review of Respondent's school transcripts from St. Rita indicates each unit of the courses, purportedly taken by Respondent in the Philippines, is equivalent to one hour of classroom lecture.

15. An interview of Respondent regarding the Board Investigation revealed the following information:

(a) Respondent admitted she was employed full time at Metropolitan State Hospital from 2000 to 2004;

(b) Respondent admitted she did not live in the Philippines between 2000 and 2004;

(c) Respondent admitted that all of the coursework done at St. Rita was not accomplished through attending classroom lectures, as indicated in her transcript, but rather by distance learning modules;

(d) Respondent admitted that while in California, she would receive workbook handouts from St. Rita and she would fill in the answers and return them. Once she passed the specific module, St. Rita would then send the following workbook handouts; and

(e) Respondent admitted she did not take any leaves of absence from her employment at Metropolitan State Hospital between 2000 and 2004.

SECOND CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

16. Respondent is subject to disciplinary action under section 2761 (a) in that Respondent committed unprofessional conduct in her application for licensure, as described above in paragraphs 10 through 15.

1 **THIRD CAUSE FOR DISCIPLINE**

2 **(Making False Statement in Application for License Certificate)**

3 17. Respondent is subject to disciplinary action under section 2761 (b) in that she made
4 false statements in her application for licensure, as described above in paragraphs 10 through 15.

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6 **PRAYER**

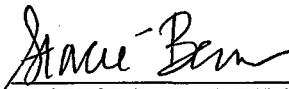
7 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
8 and that following the hearing, the Board issue a decision:

9 1. Revoking or suspending Registered Nurse License Number 741793, issued to
10 Michelle Paliza Ambal, aka Maria Anita Paliza Ambal;

11 2. Ordering Michelle Paliza Ambal to pay the Board the reasonable costs of the
12 investigation and enforcement of this case, pursuant to Business and Professions Code section
13 125.3; and

14 3. Taking such other and further action as deemed necessary and proper.

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16
17 DATED: NOVEMBER 21, 2012

18 *for* 

19 LOUISE R. BAILEY, M.ED., R.N.
20 Executive Officer
21 Board of Registered Nursing
22 State of California
23 Complainant

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